GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services- Transport Department- Allegations of corruption against Sri G.V.Subramanyam, Administrative Officer, O/o Deputy Transport Commissioner, Kurnool- Trap laid on 28.06.2013 by ACB Officials- Sanction of Prosecution under the Prevention of Corruption Act, 1988-Orders-Issued.

TRANSPORT, ROADS & BUILDINGS (VIG.TR.2)DEPARTMENT

G.O.MS.No. 52 **Dated:26.09.2015**

Read

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ORDER:

Whereas, Sri G.V.Subramanyam, S/o G.Venkata Swamy, worked as Administrative Officer in the O/o Deputy Transport Commissioner, Kurnool from 24.08.2011 to 28.06.2013 and as such by virtue of the post held by him, he falls under the category of Public Servant under section 2(c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2) And whereas, it is alleged that Sri C.Sharat Chaitanya, Age 23 Years, S/o C.Nagaraju, H.No.C/B-92, 'C' Camp, Kurnool, lodged a Written Complaint before the Deputy Superintendent Of Police, Anti-Corruption Bureau, Kurnool on 27.06.2013, against Sri G.V.Subramanyam, Administrative Officer, and Sri T.M.Reddy Hari Krishna, Sr. Asst., O/o Deputy Transport Commissioner, Kurnool, stating that he has been working as Zonal Transport in-charge of Ravindra Bharathi Group of Schools situated at Kurnool Town. He further stated that four new buses were allocated from the Head Office to their School. On 25.06.2013 afternoon, he went to Regional Transport Authority Office to get IB Permits (Institute School Bus Permits) to the above four School Buses and met the concerned clerk, Sri T.M.Reddy Hari Krishna, asked him for details to get Permits of the above 4 Buses. Sri T.M.Reddy Hari Krishna verified the document and checked on the Computer and then collected Challan amount for 3 Buses, i.e., AP21TW 8820, 8872 and 8873 and asked him to pay Challan later for the Bus AP21TW 8821, as F.C. was not yet cleared for it. As such, he paid Challans for 3 Buses. Sri T.M.Reddy Hari Krishna, Sr.Asst., B Section, had collected the relevant documents of the above 3 Buses. On the same day evening, at about 18.00 hours, he met the above said clerk and asked him about the permits of above three Buses, for which the said clerk said to him that, if he paid Rs.10,000/- as bribe for 4 Buses @ Rs.2,500/- to each Bus, then only the Permits would be given. He said the clerk that the School Management gave only the amount as mentioned in the Challans and he could not give bribe. For which, Sri T.M.Reddy Hari Krishna insisted him that bribe should be given to get the Permits and further he was asked to meet the Administrative Officer, Sri G.V.Subramanyam, and talk to him about the Permits. Then he went to Sri G.V.Subramanyam, who was present in the same Hall, in his seat, met him and informed him about the directions of Sr.Asst., Sri T.M.Reddy Hari Krishna, for which Sri G.V. Subramanyam told him that "Sri T.M.Reddy Hari Krishna might have told already about the things" and further stated that "all are fixed rates at Regional Transport Officer (RTO) Office". He was asked by Sri G.V.Subramanyam to bring Rs.10,000/- as bribe for 4 Bus Permits @ Rs.2,500/- to each Bus Permit, and the amount would be shared between himself and Sri T.M.Reddy Hari Krishna. He requested Sri G.V.Subramanyam that he could not pay the bribe amount, but Sri G.V.Subramanyam insisted that Permits would be issued only on payment of bribe. Under unavoidable circumstances, he agreed to pay bribe. Sri G.V.Subramanyam directed him to bring Rs.10,000/- bribe on 28.06.2013 after noon and give the same either to him or the concerned clerk, Sri T.M.Reddy Hari Krishna, and take his Bus Permit Documents.

3) And whereas, it is alleged that Sri C.Sharat Chaitanya, who was unwilling to pay bribe amount of Rs.10,000/-, came to ACB Office, Kurnool and preferred a Typed Complaint, requesting to take necessary action against Sri G.V.Subramanyam, Administrative Officer, and Sri T.M.Reddy Hari Krishna, Sr.Asst., on 27.06.2013 at 11.00 hours. The Deputy Superintendent of Police, Anti-Corruption Bureau, Kurnool, after due verification, registered the same as a case in Cr.No.11/RCT-KUR/2013 under section 7 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) on 28.06.2013 at 17.00 Hours and took up investigation.

4) And whereas, it is further alleged that during the course of investigation at the time of Trap on 28.06.2013 at about 19.15 hours, when Sri Sharat Chaitanya approached Sri T.M.Reddy Hari Krishna, Sr.Asst., he renewed his earlier demand of Rs.10,000/- from him. When he answered affirmatively, Sri T.M.Reddy Hari Krishna directed him to hand over the bribe amount to Sri Mohammed Sayeed, who is Personal Assistant of him and Sri G.V. Subramanyam. Accordingly, he took out Rs.10,000/- from his pocket and gave the same to Sri Mohammed Sayeed. Then Sri T.M.Reddy Hari Krishna instructed Sri Sayeed to count the amount. Sri Sayeed counted the amount and told him that it was total Rs.10,000/-. Then Sri T.M.Reddy Hari Krishna asked Sri Sayeed to keep the amount with him and later give an amount of Rs.5,000/- to him and Rs.5,000/- to the Administrative Officer, Sri G.V.Subramanyam, outside the Office, along with other amounts (commissions/bribes) that he collected for them from the customers for that day. Then Sri Mohammed Sayeed went to the seat of Sri G.V.Subramanyam and informed him about receiving of Rs.10,000/- bribe amount from Sri C.Sharat Chaitanya on the directions of Sri T.M.Reddy Hari Krishna and also informed him the instructions of Sri T.M.Reddy Hari Krishna, that to give Rs.5,000/- to Sri G.V.Subrahmanyam. Then Sri G.V.Subramanyam told Sayeed to do as told by Sri T.M.Reddy Hari Krishna. The tainted amount of Rs.10,000/- was recovered from the possession of Sri Mohammed Sayeed. The Currency notes numbers and denomination of tainted amount of Rs.10,000/- tallied with that of notes in the Pre-Trap Proceedings. The both hand fingers of Sri Mohammed Sayeed and inner linings of his right side Kurtha pocket yielded positive when subjected to test. The Deputy Superintendent of Police seized the tainted amount of Rs.10,000/-, Kurtha of Sri Mohd. Sayeed, relevant documents for the purpose of further investigation.

5) And whereas, the said acts of Sri G.V.Subramanyam, Administrative Officer, O/o Deputy Transport Commissioner, Kurnool constitute the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

6) And whereas, the Government of Andhra Pradesh, being the Competent Authority to remove Sri G.V.Subramanyam, Administrative Officer, O/o Deputy Transport Commissioner, Kurnool, from his Office, after fully and carefully examining the material placed before them, (i.e., First Information Report, Mediator Report-I & II, Statement of Witnesses, final Investigation Report of Director-General, Anti-Corruption Bureau, etc,) in respect of the above said allegation and having regard to the facts and circumstances of the case, consider that the said Sri G.V.Subramanyam, Administrative Officer, O/o Deputy Transport Commissioner, Kurnool should be prosecuted in a court of law for the aforesaid offences.

7) Now, therefore, in exercise of the powers conferred under clause (b) of sub-section(1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh, hereby accord sanction for the prosecution of the said Sri G.V.Subramanyam, formerly Administrative Officer, O/o Deputy Transport Commissioner, Kurnool, for the aforesaid offences punishable under section (7) and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offence by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(B.SAM BOB)
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Director-General,
Anti-Corruption Bureau,
Andhra Pradesh,
Hyderabad.